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7 TIME WARNER ENTERTAINMENT-ADVANCE/
NEWHOUSE PARTNERSHIP, A NEW YORK GENERAL
8 PARTNERSHIP

9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA
11

12 LEON ALPERT, an individual, on behalf of
13 himself, on behalf of all those similarly
situated, and on behalf of the general public,

14 Plaintiffs,

15 v.

16 TIME WARNER CABLE, INC., a Delaware
17 corporation, and DOES 1 TO 100,

18 Defendants.
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CV No. 08CV582 BTM

**DECLARATION OF JULIE L. HUSSEY
IN SUPPORT OF DEFENDANT TIME
WARNER CABLE'S MOTION FOR
SUMMARY JUDGMENT OR, IN THE
ALTERNATIVE, PARTIAL SUMMARY
JUDGMENT**

Date May 23, 2008
Time 11:00 a.m.
Ctrm: 15
Judge: Hon. Barry Ted Moskowitz

**[NO ORAL ARGUMENT UNLESS
REQUESTED BY THE COURT]**

Complaint: March 13, 2007
FAC: May 16, 2007
Removal: March 28, 2008

1 I, Julie L. Hussey, declare:

2 1. I am an attorney duly admitted to practice law in the State of California, and
3 admitted to appear before this Court. I am a partner with the law firm of DLA Piper US LLP,
4 attorneys of record for Defendant Time Warner Entertainment-Advance/Newhouse Partnership, a
5 New York general partnership, through its San Diego Division, dba Time Warner Cable ("TWC")
6 in the above-captioned action. I have personal knowledge of the facts set forth herein and, if
7 called to testify, I could and would testify competently thereto.

8 2. Attached to the Notice of Lodgment of Exhibits in Support of Defendant Time
9 Warner Cable's Motion for Summary Judgment or, in the Alternative, Partial Summary Judgment
10 ("Notice of Lodgment") as Exhibit A is a true and correct copy of excerpts from the deposition
11 transcript for the deposition of Plaintiff Leon Alpert, taken on November 6, 2007.

12 I declare under penalty of perjury under the laws of the State of California and the United
13 States of America that the foregoing is true and correct and that this declaration was executed on
14 April 2, 2008, in San Diego, California.

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16 s/Julie L. Hussey
17 Julie L. Hussey
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